

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Lisheng Haung

Serial No. 08/575,433

Filed: December 20, 1995

For: HYBRID PACKET-SWITCHED AND CIRCUIT-SWITCHED TELEPHONE



Art Unit: 2731

Examiner: Ngo, R.

Attorney Docket: RIC-95-042

#12
W/Drawal of
Abandonment
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USPTO MAIL ROOM

Assistant Commissioner for Patents
Washington, D.C. 20231

RECONSIDERATION OF ABANDONMENT

Dear Sir:

An Advisory Action mailed July 13, 1998 and a Notice of Abandonment mailed November 11, 1998 were received in connection with the above-referenced patent application. Applicant respectfully requests information as to the status of the Advisory Action and The Notice of Abandonment in view of the Continuing Practice Application timely filed in connection with the above-referenced patent application as discussed hereinafter.

Subsequent to receipt of the Advisory Action, Applicant, on August 21, 1998, filed the above-mentioned Continuing Practice Application along with a Preliminary Amendment. Proof of this filing is shown by the attached copies of the Continuing Practice Application including a mailing certificate dated August 21, 1998, the Preliminary Amendment including a mailing certificate dated August 21, 1998, and a return postcard having a USPTO date stamp of August 21, 1998 along with copies of the Advisory Action and the Notice of Abandonment.

Applicant respectfully submits that a response to the Advisory Action mailed July 13, 1998 was timely filed and that the Notice of Abandonment was incorrectly issued. Applicant therefore respectfully requests withdrawal of the Notice of Abandonment and consideration of the Continuing Practice Application and the Preliminary Amendment.

Respectfully submitted,
MCI WORLDCOM, Inc.
Albert M. Crowder, Jr.
Reg. No. 28,063

Technology Law Department
MCI Communications Corporation
1133 19th Street, NW
Washington, DC 20036
Phone: (719) 535-3275
Fax: (719) 534-2024

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NOV 17 1998


**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
987575,431	11/12/98	WILSON	L RUC-95-642

ATTN: IP/TT
NET COMMUNICATIONS CORPORATION
OFFICE OF THE GENERAL COUNSEL
1100 19TH STREET NW
WASHINGTON DC 20036

LMS:7/11/98

EXAMINER

NGO, R

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1712/98

ART UNIT

PAPER NUMBER

2731

DATE MAILED:

DOCKETED

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks
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Notice of AbandonmentApplication No.
08/575,433

Applicant(s)

Huang

Examiner

Ricky Ngo

Group Art Unit

2731



This application is abandoned in view of:

applicant's failure to timely file a proper response to the Office letter mailed on Jul 13, 1998.

A response (with a Certificate of Mailing or Transmission of _____) was received on _____, which is after the expiration of the period for response (including a total extension of time of _____ month(s)) which expired on _____.

A proposed response was received on _____, but it does not constitute a proper response to the final rejection.
(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC)).

No response has been received.

applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.

The issue fee (with a Certificate of Mailing or Transmission of _____) was received on _____.

The submitted issue fee of \$ _____ is insufficient. The issue fee required by 37 CFR 1.18 is \$ _____.

The issue fee has not been received.

applicant's failure to timely file new formal drawings as required in the Notice of Allowability.

Proposed new formal drawings (with a Certificate of Mailing or Transmission of _____) were received on _____.

The proposed new formal drawings filed _____ are not acceptable.

No proposed new formal drawings have been received.

the express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on _____.

the letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.

the letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.

the decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.

the reason(s) below:

CHI H. PHAM
SUPERVISORY PATENT EXAMINER
GROUP 2700

11/6/98



UNIT STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, DC 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
08/575,433	12/20/95	HUANG	RIC-95-043

LM61/0713

EXAMINER

ATTN IP/TT
MCI COMMUNICATIONS CORPORATION
OFFICE OF THE GENERAL COUNSEL
1133 19TH STREET NW
WASHINGTON DC 20036

NGU, R

DOCKETED

Due Date
9-20-98

ART UNIT

2731

PAPER NUMBER

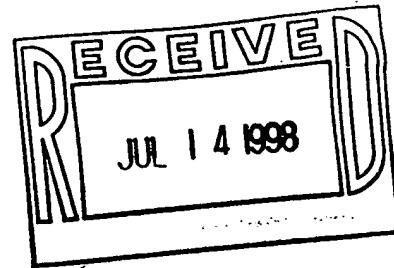
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DATE MAILED:

07/13/98

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks



Advisory ActionApplication No.
08/575,433

Applicant

Huang

Examiner

Ricky Ngo

Group Art Unit
2731

THE PERIOD FOR RESPONSE: [check only a) or b)]

a) expires _____ months from the mailing date of the final rejection.

b) expires either three months from the mailing date of the final rejection, or on the mailing date of this Advisory Action, whichever is later. In no event, however, will the statutory period for the response expire later than six months from the date of the final rejection.

Any extension of time must be obtained by filing a petition under 37 CFR 1.136(a), the proposed response and the appropriate fee. The date on which the response, the petition, and the fee have been filed is the date of the response and also the date for the purposes of determining the period of extension and the corresponding amount of the fee. Any extension fee pursuant to 37 CFR 1.17 will be calculated from the date of the originally set shortened statutory period for response or as set forth in b) above.

Appellant's Brief is due two months from the date of the Notice of Appeal filed on _____ (or within any period for response set forth above, whichever is later). See 37 CFR 1.191(d) and 37 CFR 1.192(a).

Applicant's response to the final rejection, filed on Jun 22, 1998 has been considered with the following effect, but is NOT deemed to place the application in condition for allowance:

 The proposed amendment(s):

will be entered upon filing of a Notice of Appeal and an Appeal Brief.

will not be entered because:

- they raise new issues that would require further consideration and/or search. (See note below).
- they raise the issue of new matter. (See note below).
- they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal.
- they present additional claims without cancelling a corresponding number of finally rejected claims.

NOTE: The newly added limitations in line 6 of claim 1, line 4 of claim 11, line 6 of claim 22, raise new issues which require further consideration and/or search.

 Applicant's response has overcome the following rejection(s):

Newly proposed or amended claims _____ would be allowable if submitted in a separate, timely filed amendment cancelling the non-allowable claims.

The affidavit, exhibit or request for reconsideration has been considered but does NOT place the application in condition for allowance because:

The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.

For purposes of Appeal, the status of the claims is as follows (see attached written explanation, if any):

Claims allowed: _____

Claims objected to: _____

Claims rejected: 1, 4-7, 9-11, 14-17, 19, 20, 22, and 26-37

The proposed drawing correction filed on _____ has has not been approved by the Examiner.

Note the attached Information Disclosure Statement(s), PTO-1449, Paper No(s). _____

Other


JASON CHAN
PRIMARY EXAMINER